

Good Morning

This is the date and time scheduled for the public hearing to consider and to take action concerning the repeal or amendment of Rules (49), (49.5), (81), (82), (126), and (126.2).

On February 18, the Seattle Regional Office of the Federal Trade Commission filed its Petition with the Board to repeal the aforementioned rules. On February 22, the Board's counsel, by written memorandum, advised the Board that it does have authority under the twenty-First Amendment and the Laws of the State of Washington to regulate price posting and advertising by those engaged in the liquor traffic in Washington, and further advised the Board that the Petition of the Federal Trade Commission was in proper form for consideration by the Board, and that it would be in order for the Board to consider the Petition and either initiate rule-making proceedings or deny the Petition, depending on the Board's assessment of its merits. On the same date, the Board decided to initiate rule-making proceedings in accordance with the Administrative Procedure Act, and Notice No. 7419, to consider the repeal and in the alternative to reconsider the adoption of the amendments to the aforementioned rules which were rejected at the public hearing held December 14, 1976, was filed with the Code Reviser's Office and mailed to the various news media and to interested persons.

On March 8, the Board denied the request of General Brewing Company that this hearing be postponed for 30 days. On the same date, the Board denied the request of Rainier Brewing Company that this matter be continued for a period of 4 weeks. On March 9, the Board acknowledged the

Resp to Costco RFP
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DEFENDANT'S EXHIBIT	
CASE NO. C04-0360P	
EXHIBIT NO.	476

TX476-001

letter from William C. Erxleben [pronounced Erks' laybin], Regional Director of the Seattle Regional Office of the Federal Trade Commission, and advised that it was the Board's usual procedure to accord the petitioning party the opportunity to make the first presentation in support of the Petition. On March 15, the Board denied the^{second} request of General Brewing Corporation to postpone the March 22 hearing for a period of 30 days. On March 21, a memorandum by General Brewing Company in opposition to the Federal Trade Commission having authority to petition the Washington State Liquor Control Board was filed with the Board. On March 22, Rainier Brewing Company filed a Memorandum in Opposition to the Petition of the FTC.

We will hear from the petitioners at this time.

(Alternate presentations between those in favor of repeal or amendment of rules and those opposed)

Does anyone else wish to submit data, views or arguments orally or in writing at this time?

(Discussion of pros and cons by Board Members and action by Board, assuming Board Members have fully considered all written submissions)

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